

02/15/02
JC682 U.S. PTO

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21011 U.S. PTO
10/07/496



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: Tsugita et al.

Examiner in immediately
preceding parent application: Bui, V.

Serial No.: Unknown

Anticipated Group Art Unit: 3731

Filed: February 15, 2002

For: **GUIDEWIRE FILTER AND METHODS OF USE**

Docket No.: 1001.1422103

Honorable Commissioner of Patents and Trademarks
Washington, D.C. 20231

Dear Sir:

CERTIFICATE UNDER 37 C.F.R. 1.10: The undersigned hereby certifies that this paper or papers, as described herein, are being deposited in the United States Postal Service, "Express Mail Post Office to Addressee" having an Express Mail mailing label number of: EL837559090US, in an envelope addressed to: "BOX APPLICATION, Assistant Commissioner for Patents, Washington, D.C. 20231" on this 15th day of February, 2002.

By: *John Lindman* JoAnn Lindman

This is a request for filing a continuation application, under 37 CFR §1.53(b), of pending prior application Serial No. 09/560,360 filed on April 28, 2000, for an invention entitled GUIDEWIRE FILTER AND METHODS OF USE.

1. Enclosed is a copy of the prior application, including the inventor's DECLARATION of October 21, 1999, as originally filed on November 15, 1999.
2. I hereby verify that the enclosed papers are a true copy of prior application Serial No.09/560,360 as filed on April 28, 2000, and further that this statement was made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.
3. Cancel in this application original Claims 2-26 of the prior application before calculating the filing fee. At least one original independent claim has been retained for filing purposes.

4. The filing fee is calculated below:

CLAIMS AS FILED						
FOR:	(1) No. Filed	(2) No. Extra	SMALL ENTITY		OTHER	
			RATE	Fee	Rate	Fee
BASIC FEE	XXXXXX	XXXXXX	XXXXXX	\$370	XXXXXX	\$740
TOTAL CLAIMS	1 -20=	0	X 9=	\$	X 18=	\$
INDEPENDENT CLAIMS	- 3=	0	X 42=	\$	X 84=	\$
() MULTIPLE DEPENDENT CLAIM PRESENTED			+140=	\$	+280=	\$
TOTAL				\$	XXXXXX	\$740

5. The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Account No. 50-0413.

6. A check in the amount of \$ 740.00 is enclosed to cover the filing fee.

7. Amend the specification by deleting, immediately before "FIELD OF THE INVENTION" on page 1 thereof, the sentence [This is a continuation of U.S. Application Serial No. 09/440,204, filed November 15, 1999, which is expressly incorporated herein by reference in its entirety.] and inserting the sentence --This is a continuation of U.S. Application Serial No. 09/560,360 filed on April 28, 2000 which is a continuation of U.S. Application Serial No. 09/440,204, filed on November 15, 1999.--

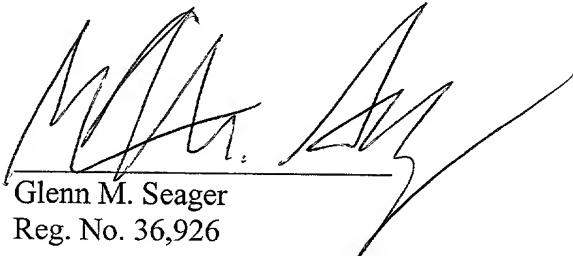
8. Please find enclosed fifteen (15) sheets of formal drawings.

9. The revocation of prior powers of attorney and power of attorney in the prior application is to CROMPTON, SEAGER & TUFTE LLC. The power appears in the papers in the prior application file, and a copy is enclosed. Address all future communications to:

Glenn M. Seager
 CROMPTON, SEAGER & TUFTE, LLC
 331 Second Avenue South
 Suite 895
 Minneapolis, MN 55401

10. This patent application is assigned to SciMed Life Systems, Inc. from Embol-X Inc., pursuant to the Assignment recorded at Reel 011541, Frame 0810; which had an assignment from the inventors recorded at Reel 010401, Frame 0491.

Feb. 15, 2002
(Date)



Glenn M. Seager
Reg. No. 36,926

CROMPTON, SEAGER & TUFTE, LLC
331 Second Avenue South
Suite 895
Minneapolis, MN 55401
Telephone: (612) 677-9050
Facsimile: (612) 359-9349

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TRANSMITTAL SHEET

The Assistant Commissioner for Patents
Washington, D.C. 20231

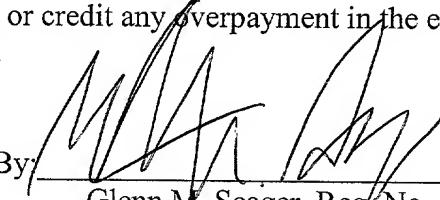
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By: 
JoAnn Lindman

We are transmitting herewith the attached Continuation Application including the following:

- 30 sheet(s) of specification.
- 5 sheets of claim(s).
- 1 sheet(s) of Abstract.
- 15 sheet(s) of formal drawings.
- A copy of an executed Declaration.
- A copy of a Revocation of Prior Powers of Attorney and Power of Attorney.
- A check in the amount of \$ 740.00 is enclosed.
- Postcard Receipt.
- Please charge any deficiencies or credit any overpayment in the enclosed fees to Deposit Account No. 50-0413.

By: 
Glenn M. Seager, Reg. No. 36,926

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